



Mayor: Cynthia L. Saucerman
Vice Mayor: John F. Dunbar
Council: William "Bill" Dutton
Lewis G. Chilton
Marjorie "Margie" A. Mohler

Agenda

Town Council

May 5, 2009

5:30 pm Transportation Advisory
Committee (TAC) Interviews

6:00 pm Regular Open Session

Town Hall Council Chambers

6550 Yount Street, Yountville, California 94599

Special Assistance for the Disabled

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Town Hall (707) 944-8851. Notification 24 hours before the meeting will enable the Town to make reasonable arrangements to ensure accessibility to this meeting [18 CFR 35.102-35.104 ADA Title II]. Assistive listening devices are available upon request.

**** Please turn off pagers and/or cell phones while in the Council Chambers. ****

Town Council Vision Statement: "To provide leadership, inspire community spirit, maintain fiscal health and offer a high level of service to the residents, businesses and visitors in Yountville."

Submission and Availability of Information: The Town encourages submission of written comments relevant to Council agenda items at least one day before the meeting where the item will be discussed. The submission of written comments allows the Council more time to consider the matter and, in situations of significant public interest, may enable the Council to consider a greater amount of input than if comments are presented orally at the meeting. Written comments submitted after Agenda Packets have been distributed to Council and at least one day prior to a meeting will be delivered to each Council Member before the meeting and will be made available for the public at Town Hall.

Closed Session: The Town Council will convene in Open Session at the stated time, but will then adjourn to any Closed Sessions listed on the agenda. The Council will reconvene in Open Session at 6:00 p.m. If necessary, the Council may reconvene in Closed Session to continue discussion of listed items following the completion of other business.

Public Testimony: Pursuant to Government Code Section 54954.3, the public may address the Council on each agenda item during the Council's consideration of that item. Each speaker may state his or her name for the record before testifying. Depending on the number of speakers or the interest in the item, the Council may at its discretion, limit the period of comment for each speaker to five minutes or less. The Council may also restrict, at its discretion, the time allotted for each speaker if the speaker's public comments become irrelevant to the agenda item or if the comments become repetitious.

Appeals: A person who is dissatisfied with a decision of the Town Council may have the right to a review of the decision by a Court. California Code of Civil Procedure Section 1094.5 and 1094.6 generally limits the time within which a decision of the Town Council may be judicially challenged. If a person challenges a decision in Court, he or she may be limited to raising only those issues raised at the Public Meeting described in this notice, or in written correspondence delivered to the Town Council at, or before, the Public Meeting.

Agendas and Staff Reports Available at www.townofyountville.com

1. CALL TO ORDER - 5:30 P.M.

2. TRANSPORTATION ADVISORY COMMITTEE (TAC) APPLICANT INTERVIEWS – 5:30 P.M.

3. CONVENE REGULAR COUNCIL MEETING – 6:00 P.M.

4. ROLL CALL

5. PLEDGE OF ALLEGIANCE

6. CLOSED SESSION REPORT - NONE

7. ADOPTION OF THE AGENDA

8. PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA
(Five-minute limitation per speaker)

Pursuant to Government Code section 54954.3 (the Brown Act), this is the time allotted for the public to address the Council on subjects relevant to the Town that are not on the agenda. Please be aware that the Council cannot take action on items that are not on the agenda. The Council may; however, briefly respond to statements made or questions posed by the public, ask for clarification from staff, refer the matter to staff, request staff to report back on the matter, or request staff to place the matter on a future agenda.

9. APPROVAL OF CONSENT CALENDAR

Consent Calendar items are routine and the associated staff recommendation for each item is approval by a single motion. Any interested party or member of the Town Council may request removal of an item from the Consent Calendar for purposes of considering alternative action, extended discussion, or public comment. Consent Calendar items removed from the agenda are considered next in the order of the agenda.

A. *Approval of Warrants*

1. Accounts Payable Check Numbers	\$101,029.41
2. Total Payroll and Benefits	<u>\$ 85,769.22</u>
3. Total Payments for Period	\$186,798.63

Recommendation: Receive and File.

B. *Adopt Resolution Number 2778-09* Rescinding 2005 Water Agreement and Approving WATER USE AGREEMENT between the Town of Yountville, a municipal corporation (Town), and Yountville Crossroads, Inc., a California corporation (Yountville Crossroads), Napa 726, Inc., a California corporation (Napa 726), One Sweet Dream, LLC., a California limited liability company (One Sweet Dream) (collectively, Owners), and S. Anderson Vista, Inc., a California corporation (S. Anderson Vista) Relocating Meter from APN 031-230-018 to APN 031-220-024.

Recommendation: Adopt Resolution.

10. PRESENTATIONS

- A. Proclamation Declaring Bike to Work Day
- B. John Tuteur, County of Napa, Assessor-Recorder-County Clerk, to provide a report regarding the 2008 Assessed Property Values

11. PUBLIC HEARING – RETAIL DIVERSITY POLICY

Consider Adoption of Resolution Number 2779-09 Regarding proposed policies intended to increase retail diversity, including wine tasting uses, within commercial zoning districts.
Recommendation: Adopt Resolution.

12. DIGITAL INFRASTRUCTURE AND VIDEO COMPETITION ACT (DIVCA)

Consider Adoption of Ordinance Number 377-09 Amending Title 5, Business Taxes, Licenses, and Regulations, of the Town of Yountville Municipal Code to Add Chapter 5.16 Regarding State Video Franchises Operating Within the Town.
Recommendation: Adopt Ordinance.

13. SPECIAL EVENTS – MUNICIPAL CODE UPDATE

Introduction and First Reading of Ordinance Number 378-09 An Ordinance of The Town Council of The Town of Yountville Repealing and Replacing Chapter 8.24, Special Events, to Provide for a Special Events Application Fee, Deposit, Indemnification and Insurance.
Recommendation: Introduce Ordinance.

14. CONSIDER ADOPTION OF RESOLUTION NUMBER 2780-09 APPROVING EMPLOYEE-EMPLOYER RELATIONS PROCEDURES FOR THE YOUNTVILLE EMPLOYEE ASSOCIATION (YEA).

Recommendation: Adopt Resolution.

15. TRANSPORTATION ADVISORY COMMITTEE (TAC) APPOINTMENT

Consider appointment to the Transportation Advisory Committee to fill one (1) position with the term of office to expire October 16, 2010.
Recommendation: Appoint One Person to TAC.

16. STAFF INFORMATIONAL REPORTS

- A. Heritage Oak Tree Ad Hoc Committee Update
- B. Housing Element – Mobile Home Parks Senior Housing Preservation Program
- C. Community Center Library Project Status Report
- D. Reference Resource “Understanding the Basics of Local Agency Decision Making” published by the Institute for Local Government

17. COUNCIL MEMBER MEETING REPORTS AND COMMENTS

- A. Napa County Flood Control & Water Conservation District (Saucerman/Dunbar)
 - B. Napa County Transportation & Planning Agency (Saucerman/Chilton & Dunbar)
 - C. Napa River Watershed Information Center (WICC) (Mohler)
 - D. Local Agency Formation Commission (LAFCO) (Chilton)
 - E. Other Reports and Comments
- Recommendation: Receive and File.

18. FUTURE AGENDA ITEMS

- A. Award Bid for Town Financial Software Upgrades
- B. Budget Process Overview for Fiscal Year 2009-2010

19. CLOSED SESSION

- A. Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6:
Agency Negotiator: Steven R. Rogers, Town Manager
Employee Organization: Yountville Employees Association and Non-Represented Management Employees

20. ADJOURNMENT

Adjourn to the Regular Town Council Meeting, Tuesday, May 19, 2009.